IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.S.RADHAKRISHNAN
&
THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

TUESDAY, THE 5TH DECEMBER 2006 / 14TH AGRAHAYANA 1928

WP(C).No. 37717 of 2003(M)

PETITIONER:

MAMALA RANGE CHETHU THOZHILALI UNION (CITU), PUTHENCRUZ, ERNAKULAM, REP. BY ITS SECRETARY, M.N. MOHANAN.

BY ADV. SRI.MATHEW ZACHARIAH
SRI.KOSHY GEORGE

RESPONDENTS:
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1. STATE OF KERALA, REP. BY SECRETARY, TAXES DEPARTMENT, GOVERNMENT OF KERALA, TRIVANDRUM.

2. EXCISE COMMISIONER, TRIVANDRUM.

3. THE CIRCLE INSPECTOR OF EXCISE, KUNNATHUNAD, PERUMBAVOOR.

4. CHIEF WELFAR FUND INSPECTOR, ABKARI WORKERS WELFARE FUND BOARD, THIRUVANANTHAPURAM.

BY GOVERNMENT PLEADER SRI.BASANT BALAJI

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 05/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONERS EXHIBITS:

EXT.P1: COPY OF THE AGREEMENT DATED 16-7-1997. GORT.2/43/97 LBR TVM.

EXT.P2: COPY OF THE GOVT.ORDER DTD.21-7-1997.

EXT.P3: COPY OF THE NOTICE ISSUED BY THE 3RD RESPONDENT DTD. 20-11-2003.

TRUE COPY

P.A.TO JUDGE.

K.S.RADHAKRISHNAN & M.N.KRISHNAN,JJ

W.P.(C).No.37717 OF 2003

DATED THIS THE 5TH DECEMBER, 2006

JUDGMENT

K.S.RADHAKRISHNAN,J

This Writ Petition is allowed in the light of the decision of the Supreme Court in **Kerala Samsthana Chethu Thozhilali Union Vs. State of Kerala [2006 (2) KLT 270 (SC)].**

K.S.RADHAKRISHNAN,JUDGE.

M.N.KRISHNAN,JUDGE.

dvs